

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

CONCORD MUSIC GROUP, INC., ET AL.,

Plaintiffs,

v.

ANTHROPIC PBC,

Defendant.

Case No. 3:23-cv-01092

Chief Judge Waverly D. Crenshaw, Jr.
Magistrate Judge Alistair Newbern

JOINT MOTION REQUESTING A SCHEDULING CONFERENCE

Pursuant to Rule 16 of the Federal Rules of Civil Procedure, the Parties jointly move the Court for a Scheduling Conference at the Court's earliest convenience to address scheduling of the Parties' anticipated initial motions.

Plaintiffs will be filing a Motion for Preliminary Injunction and Defendant will be filing a Motion To Dismiss for Lack of Personal Jurisdiction or, in the Alternative, To Transfer Venue.

The Parties have conferred but have been unable to reach an agreement on a briefing schedule for the anticipated motions. Plaintiffs have offered to agree to allow Defendant more time than provided for in the Local Rules for its response to the Complaint, but not for the briefing schedule requested by Defendant. Defendant requested a schedule that would sequence the Parties' initial motions, so the Court can assess whether it has personal jurisdiction over Defendant before adjudicating Plaintiffs' preliminary injunction motion, and offered to agree not to use any incremental intervening time that passed in connection with such a schedule to support its argument that a preliminary injunction is inappropriate. Plaintiffs did not agree to Defendants' proposed schedule, asserting irreparable harm and a pressing need to secure preliminary relief.

In support of this motion, the Parties respectfully submit:

- The Complaint in this matter was filed on October 18, 2023. (Dkt. No. 1). Defendant was served on October 23, 2023. (Dkt. No. 16).
- The Initial Case Management Conference is scheduled for January 11, 2024 at 10:00 a.m. (Dkt. No. 5).
- Plaintiffs intend to file a Motion for Preliminary Injunction by no later than November 16, 2023.
- Defendant intends to file a Motion To Dismiss for Lack of Personal Jurisdiction or, in the Alternative, To Transfer.
- Defendant's response to the Complaint (whether by motion or otherwise) is due on or about November 13, 2023, and Plaintiffs have agreed to Defendant's request for an extension until December 13, 2023, provided that both sides reserve their positions regarding the appropriate sequencing of Plaintiffs' Motion for Preliminary Injunction and Defendant's Motion To Dismiss for Lack of Personal Jurisdiction or, in the alternative, To Transfer.

Given that the Initial Case Management Conference will not occur until January of next year, the Parties respectfully submit that a scheduling conference is needed to establish a briefing and hearing schedule and address related issues. Such a conference should assist the Court and the Parties in efficiently managing and addressing the injunctive relief that Plaintiffs seek and Defendant's objection to the Court's personal jurisdiction and venue. For these reasons, the Parties respectfully ask that the Court set a scheduling conference at the earliest practicable time to assist the Parties in scheduling and otherwise addressing these issues.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on November 10, 2023, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

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